COMMITTEE REPORT

March 11, 2015

**S. 453**

Introduced by Senators Fair and Reese

S. Printed 3/11/15--S.

Read the first time February 12, 2015.

**THE COMMITTEE ON FINANCE**

To whom was referred a Bill (S. 453) to make permanent the provisions of Section 14‑1‑240, relating to surcharges on certain misdemeanors to fund training at the South Carolina Criminal Justice, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass:

HUGH K. LEATHERMAN, SR. for Committee.

**STATEMENT OF ESTIMATED FISCAL IMPACT**

**Fiscal Impact Summary**

This bill would have no expenditure impact on the general fund, federal funds, or other funds in FY 2016-17.

This bill maintains current other fund revenue that is set to expire at the end of FY 2015-16. While this reauthorization allows the Law Enforcement Training Council to maintain its current funding level, it does represent an increase of $3,500,000 since the current estimate for FY 2016-17 is $0.

**Explanation of Fiscal Impact**

**State Expenditure**

Senate Bill 453 makes permanent the provisions of Section 14-1-240 relating to surcharges on certain misdemeanors to fund training at the South Carolina Criminal Justice Academy. Authorization of the current five dollar surcharge terminates on June 30, 2016.

**Judicial Department.**

The agency indicates this bill would have no expenditure impact on the general fund, federal funds, or other funds.

**State Revenue**

Based on information obtained from the FY 2013-14 State Treasurer’s Court Distribution to Agencies Report, the Law Enforcement Training Council receives approximately $3,500,000 from the five dollar surcharge that is used to fund training at the Criminal Justice Academy. This five dollar surcharge is levied on all fines, forfeitures, escheatments, and other monetary penalties imposed in general sessions court, magistrates court, and municipal court, for misdemeanor traffic offenses and non-traffic violations. Under current law, this revenue item sunsets June 30, 2016 and revenue for FY 2016-17 is estimated at $0. Assuming the revenue pattern in FY 2016-17 would be similar to past collections, other funds of the Law Enforcement Training Council would therefore increase by $3,500,000.

Frank A. Rainwater, Executive Director

Revenue and Fiscal Affairs Office

**A** **BILL**

TO MAKE PERMANENT THE PROVISIONS OF SECTION 14‑1‑240, RELATING TO SURCHARGES ON CERTAIN MISDEMEANORS TO FUND TRAINING AT THE SOUTH CAROLINA CRIMINAL JUSTICE ACADEMY.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Notwithstanding SECTION 2 of Act 247, Section 14‑1‑240, as added by SECTION 1 of Act 247 of 2014, shall not terminate on June 30, 2016, but shall become a permanent provision of law.

SECTION 2. This act takes effect upon approval by the Governor.

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